

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PERRY CIRAULU, Individually and On Behalf
of All Others Similarly Situated,

Plaintiff,

v.

AMERICAN REALTY CAPITAL
PROPERTIES, INC., NICHOLAS S.
SCHORSCH, DAVID S. KAY, BRIAN
BLOCK, and LISA MCALISTER,

Defendants.

Case No. 1:14-cv-8659-AKH

Related Case Nos.:

14-cv-8671, 14-cv-8669, 14-cv-8668,
14-cv-8721, 14-cv-9006, 14-cv-9140,
14-cv-9444, 14-cv-9672

**MOTION OF MITCHELL AND BONNIE ELLIS FOR CONSOLIDATION OF
THE ACTIONS, APPOINTMENT AS LEAD PLAINTIFFS,
AND APPROVAL OF SELECTION OF COUNSEL**

Proposed lead plaintiffs Mitchell and Bonnie Ellis (the “Ellis’s” or “Movants”), by their counsel, will hereby move this Court for an Order (attached hereto): (i) consolidating the above-captioned actions; (ii) appointing the Movants as Lead Plaintiffs; (iii) approving the Movants’ selection of the law firm Levi & Korsinsky LLP to serve as Lead Counsel; and (iv) granting such other and further relief as the Court may deem just and proper. In support of their Motion, the Movants submit herewith a Memorandum of Law and the Declaration of Adam M. Apton, dated December 29, 2014.

Dated: December 29, 2014

Respectfully submitted,

LEVI & KORSINSKY LLP

/s/ Adam M. Apton

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